

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.1132 OF 2004**

Mycal Moshe Varsulkar
Vs.
The State of Maharashtra

...Petitioner

...Respondent

Mr. Arfan A.E.Sait for the Petitioner.
Smt. S.D.Shinde A.P.P. for the Respondent.

**CORAM : A. S. OKA, J.
DATED : JULY 13, 2005.**

P.C.:

1. Heard Shri. Sait for the Applicant and the learned A.P.P. for the State. In view of the order passed by this Court in Writ Petition No.1789 of 2003, the prayer made in this Application will not survive.

2. The learned Counsel appearing for the Applicant pointed out that the Application made by the Applicant through Jail was received by Office of this Court on 20th March, 2004 and for the first time the Application is placed before the Court on 22nd June, 2005. The learned Counsel submitted that as he has appeared in number of such matters, he has noted that there is always a delay in placing the Applications received for Parole leave through Jail on the Board of the concerned court. He submits that in many cases by the time the Applications are placed on Board, the very purpose of granting Parole does not subsist. Though I am disposing of this Application by this Order, it is necessary to look into this aspect urgently. The Registrar (Judicial I) will have to look into this aspect and issue necessary directions

to the office to ensure that such applications received through Jail are placed before the Court as expeditiously as possible.

3. Some procedure will have be evolved for ensuring that such applications are placed before the Court as expeditiously as possible so that the persons languishing in Jail get speedy justice. It is obvious that the Applicants who are in jail are not able to follow up the matters in the office of this court and therefore, there is a delay in placing the matters on Board. The Registrar (Judicial-I) will look into the matter and submit a report suggesting the steps which can be taken in the matter.

4. This Petition is disposed of. However, this will appear on Board after three weeks within which time the Registrar (Judicial-I) is expected to submit the report.

JUDGE